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5	San Francisco, CA 94111 Telephone: (415) 344-7000		
6	Facsimile: (415) 344-7050	•	
7	Attorneys for Defendant STARBUCKS CORPORATION		
8			
9	UNITED STATES DISTRICT COURT		
0	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
1			
2	EMILEE CASS,	Case No. C07 03549 JW	
3	Plaintiff,	DEFENDANT'S REQUEST TO CONTINUE DEADLINES IN	
4	v.	SCHEDULING ORDER AND FOR ORDER TO SHOW CAUSE WHY	
5	STARBUCKS CORPORATION, a Washington	THIS CASE SHOULD NOT BE DISMISSED	
6	corporation, and DOES 1 to 50, inclusive,	DISMISSED	
17	Defendants.		
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9			
20	On April 22, 2008, this Court granted Hinkle, Jachimowicz, Pointer & Emanuel's motion		
21	to withdraw as counsel for Plaintiff Emilee Cass ("Plaintiff") and ordered Plaintiff to file a Notice		
22	of Intent to Self-Represent or Notice of Identification of Substitute Counsel by May 22, 2008. To		
23	date, Plaintiff has not filed any such notice, nor has she contacted Defendant Starbucks		
24	Corporation to discuss the Joint Case Management Statement the Court has ordered the parties to		
25	file by June 6, 2008. Additionally, on October 11, 2007, this Court issued a Scheduling Order		
26	setting forth, amongst other things, deadlines relating to discovery, pre-trial disclosure, and		
27	dispositive motions. Those deadlines are fast approaching. In particular, although Starbucks has		
28	not received a single response to its discovery requ	uests, according to the Court's Scheduling	

1	Order, the parties are to lodge with the Court their written expert reports by today's date. Because		
2	Starbucks cannot provide any expert disclosures or written reports unless and until it has an		
3	opportunity to conduct fact discovery in this case, Starbucks will be severely prejudiced if it is		
4	required to comply with the deadlines set forth in the Scheduling Order. Therefore, Starbucks		
5	respectfully requests that the Court continue the deadlines as set forth in its Scheduling Order for		
6	at least 120 days and allow Defendant to file a Case Management Statement separately.		
7	Furthermore, Hinkle, Jachimowicz, Pointer & Emanuel's motion to withdraw and the		
8	Declaration of Amy Carlson reveal that Plaintiff has neglected the prosecution of this action.		
9	Therefore, Starbucks respectfully requests that this Court set a date for an Order to Show Cause		
10	why this action should not be dismissed.		
11			
12	DATED: June 2, 2008	PERKINS COIE LLP	
13			
14	·	By: /s/ Jonmi N. Koo	
15		Attorneys for Defendant	
16		STARBUCKS CORPORATION	
17	18177-0185/LEGAL14332909.1		
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PROOF OF SERVICE BY MAIL

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is Four Embarcadero Center, Suite 2400, San Francisco, California 94111-4131. I am readily familiar with this firm's practice for collection and processing of correspondence for mailing with the United States Postal Service. On June 2, 2008, I placed with this firm at the above address for deposit with the United States Postal Service a true and correct copy of the within document(s):

DEFENDANT'S REQUEST TO CONTINUE DEADLINES IN SCHEDULING ORDER AND FOR ORDER TO SHOW CAUSE WHY THIS CASE SHOULD NOT BE DISMISSED

Plaintiff

in a sealed envelope, postage fully paid, addressed as follows:

Emilee Cass

1260 N. Bascom Ave., Apt. #5

San Jose, CA 95128

Following ordinary business practices, the envelope was sealed and placed for collection and mailing on this date, and would, in the ordinary course of business, be deposited with the United States Postal Service on this date.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on June 2, 2008, at San Francisco, California.

Sheila M. Merrill

18177-0185/LEGAL14334758.1